



Substitute House Bill No. 6319

Public Act No. 21-65

**AN ACT CONCERNING PAYMENT RECOVERIES AND INCENTIVES
UNDER PUBLIC ASSISTANCE PROGRAMS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 4a-16 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

When any person supported or cared for by the state [under] (1) in a program of public assistance, [or] (2) in an institution maintained by the Department of Developmental Services or Department of Mental Health and Addiction Services, [or] (3) when an inmate of the Department of Correction, or [when any] (4) as a child committed to the Commissioner of Social Services or Commissioner of Children and Families dies leaving only personal estate, including personal assets owing and due the estate after death, not exceeding the aggregate value, as described in section 45a-273, the Commissioner of Administrative Services or the commissioner's authorized representative shall, upon [filing with] completing a financial accounting of the estate's assets and debt, make a reasonable effort to inform the next of kin of the decedent in writing that the commissioner or the commissioner's designee intends to become the legal representative of the estate for the purpose of securing partial or full reimbursement of the claim of the state for care or

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assistance rendered to the decedent. The commissioner, or the commissioner's designee, not later than thirty days after making a reasonable effort to contact the next of kin of the decedent, shall file with the [probate court] Probate Court having jurisdiction of such estate a certificate that the total estate is under the aggregate value, as described in section 45a-273, and the claim of the state, together with the expense of last illness not exceeding three hundred seventy-five dollars and funeral and burial expenses in accordance with section 17b-84 or section 17b-131, equals or exceeds the amount of such estate. [, be issued a certificate by said court] The court shall issue a certificate to the commissioner, or the commissioner's designee, stating that the commissioner, or the commissioner's designee, is the legal representative of such estate [only for the following purpose. The commissioner shall have authority to] and may claim such estate, the commissioner's receipt for the same to be a valid discharge of the liability of any person turning over the same, and [to] settle the same by payment of the expense of last illness not exceeding three hundred seventy-five dollars, expense of funeral and burial in accordance with section 17b-84 or 17b-131 and the remainder as partial or full reimbursement of the claim of the state for care or assistance rendered to the decedent. The commissioner, or the commissioner's designee, shall file with said [probate court] Probate Court a statement of the settlement of such estate as herein provided.

Sec. 2. Subsection (c) of section 4-216 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(c) The secretary shall establish [a pilot] an incentive program for nonprofit providers of human services that shall (1) allow providers who otherwise meet contractual requirements to retain [a percentage of] any savings realized by the providers from the contracted cost for services, and (2) provide that future contracted amounts from the state

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for the same types of services are not reduced solely to reflect savings achieved in previous contracts by such providers. [The pilot incentive program shall include eight nonprofit providers of human services with state contracts of the following amounts: (A) Two with contracts of at least fifty million dollars, (B) two with contracts of at least twenty million dollars but less than fifty million dollars, (C) two with contracts of at least five million dollars but less than twenty million dollars, and (D) two with contracts of less than five million dollars.] For purposes of this subsection, "nonprofit providers of human services" includes, but is not limited to, nonprofit providers of services to persons with intellectual, physical or mental disabilities or autism spectrum disorder.

Approved June 24, 2021